

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA :

-against- :

YESSENIA JIMENEZ, :

Defendant. :

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USDC SDNY
DOCUMENT
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DATE FILED: 03/22/2024

18-CR-282 (VEC)

ORDER

VALERIE CAPRONI, United States District Judge:

WHEREAS on April 11, 2018, Ms. Jimenez was sentenced principally to a term of imprisonment of sixteen years, *see* J., Dkt. 897;

WHEREAS on March 8, 2024, Defendant filed a motion requesting that the Court consider a sentence reduction pursuant to Amendment 821 to the U.S. Sentencing Guidelines (“Amendment 821”), *see* Mot., Dkt. 287, which went into effect on November 1, 2023, and which applies retroactively; *see* U.S.S.G. §§ 1B1.10, 4A1.1(e), 4C1.1;

WHEREAS on March 21, 2024, the United States Probation Department reported that Defendant is not eligible for a sentence reduction, *see* Probation Report, Dkt. 288; and

WHEREAS the Court has considered the record in this case.

IT IS HEREBY ORDERED that Defendant is ineligible for a sentence reduction pursuant to Amendment 821 because she did not receive an enhancement for committing the instant offenses while under a criminal justice sentence — precluding her from the status points reduction — and she used and carried a firearm in connection with the offenses — precluding her from the zero-point offender reduction, *see* Probation Rep., Dkt. 288.

IT IS FURTHER ORDERED that the Clerk of Court is respectfully directed to close the open motion at Dkt. 287 and to mail a copy of this Order to Yessenia Jimenez, Reg. No. 85450-054, FCI Marianna, 3625 FCI Road Marianna, FL 32446, and to note the mailing on the docket.

SO ORDERED.

Dated: March 22, 2024
New York, NY



VALERIE CAPRONI
United States District Judge